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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

FILED

08 JUN 30 AM 11:12

UNITED STATES OF AMERICA, Plaintiff, v. **Joel CORDOVA-Veliz,** Defendant	Magistrate Docket No. '08 MJ 1989
	COMPLAINT FOR VIOLATION OF: Title 8, U.S.C., Section 1326 Deported Alien Found in the United States

BY ECL DEPUTY

The undersigned complainant, being duly sworn, states:

On or about **June 26, 2008** within the Southern District of California, defendant, **Joel CORDOVA-Veliz,** an alien, who previously had been excluded, deported and removed from the United States to **Mexico**, was found in the United States, without the Attorney General or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8 United States Code, Section 1326.

And the complainant further states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

SIGNATURE OF COMPLAINANT
James Trombley
Senior Patrol Agent

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS **30th** **DAY OF** **JUNE 2008.**

Barbara L. Major
UNITED STATES MAGISTRATE JUDGE

CONTINUATION OF COMPLAINT:
Joel CORDOVA-Veliz

PROBABLE CAUSE STATEMENT

I declare under the penalty of perjury that the following statement is true and correct:

On June 26, 2008, Border Patrol Agent F. Garcia Jr., was working assigned line-watch duties in the Imperial Beach area of operations at an area known as "Echo 1." Echo 1 is an area approximately one mile east of the San Ysidro Port of Entry and approximately fifty yards north of the United States/Mexico International Boundary.

At approximately 5:20 P.M., Agent Garcia Jr. was advised by the Remote Video Surveillance and Sensor (RVSS) operator of four individuals running north from the secondary fence. The RVSS operator reported that the individuals ran north and were heading for the eastside of the San Ysidro Greyhound bus terminal. Agent Garcia Jr. responded to Echo 1 area and observed all four individuals running north along the sidewalk leading up to the bus terminal. Agent Garcia immediately identified himself as a United States Border Patrol Agent and conducted an immigration inspection as to the individual's citizenship and nationalities. One individual, later identified as the defendant, **Joel CORDOVA-Veliz,** admitted to being a citizen and national of Mexico not in possession of any documentation enabling/permitting him to enter and/or remain in the United States legally. At approximately 8:30 P.M., Agent Garcia Jr. arrested the defendant for illegal entry into the United States. All the subjects, including the defendant were transported to the Imperial Beach Border Patrol Station for processing.

Routine record checks of the defendant revealed a criminal and immigration history. The defendant's record was determined by a comparison of his criminal record and the defendant's current fingerprint card. Official immigration records of the Department of Homeland Security revealed the defendant was previously deported to **Mexico** on **November 19, 2007** through the Port of Entry at **San Ysidro, California.** These same records show that the defendant has not applied for permission from the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, to return to the United States after being removed.

Executed on June 28, 2008 at 9:30 a.m.

Irene S. Aguirre
Senior Patrol Agent

On the basis of the facts presented in the probable cause statement consisting of **1** page(s), I find probable cause to believe that the defendant named in this probable cause statement committed the offense on **June 26, 2008,** in violation of Title **8**, United States Code, Section **1326**.

Barbara L. Major
United States Magistrate Judge

6/28/08 at 9:34am
Date/Time

JUN. 28. 2008 9:41AM B P PROSECUTIONS NO. 0406 P. 4